



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

February 25, 2014

BY ECF AND EMAIL

The Honorable Richard J. Sullivan
United States District Judge
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007
Email: SullivanNYSDChambers@nysd.uscourts.gov

Re: *United States v. Damian Cunningham, 12 Cr. 45 (RJS)*

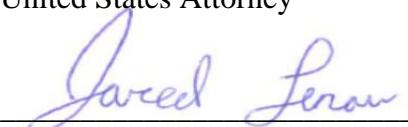
Dear Judge Sullivan:

I have enclosed copies of the Government's revised witness and exhibit lists in advance of the trial in the above-captioned case, which is scheduled to begin on March 10, 2014. The original lists were provided to defense counsel on February 3, 2014.

Respectfully submitted,

PREET BHARARA
United States Attorney

By:



Jared Lenow
Assistant United States Attorney
(212) 637-1068

Enclosures

cc: Megan Wolfe Bennett (by email)

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Government's Witness List (as of February 25, 2014)

1. Ahmed Salahi
2. Kassim Salahi
3. Patrick Taylor
4. Darryl Maudsley
5. William McAloon
6. Finbarr Fleming
7. William Puskus
8. William Paterno
9. Awaz Raphique
10. Carlos Villanueva
11. Anthony Giattino
12. Timothy Varian
13. Ayesha Winston
14. John McKenna
15. Michael Zeppieri
16. Keltar Mui
17. Anthony Melchiorri
18. David Magnuson or another law enforcement witness to testify concerning cell site records
19. Document authentication witnesses from TMobile, Sprint, AT&T
20. Document authentication witnesses from the Federal Bureau of Prisons and Rikers Island Correctional Facility
21. A document authentication witness from American Airlines

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Government Exhibits (as of February 25, 2014)

Exhibit Number	Description
GX 1	Faceplate of Fahd Hussain
GX 1A	Nameplate "Fahd Hussain"
GX 1B	Nameplate "Ali"
GX 1C	Nameplate "Moe"
GX 2	Faceplate of Jermaine Dore
GX 2A	Nameplate "Jermaine Dore"
GX 2B	Nameplate "St. Kitts"
GX 2C	Nameplate "Blaqs"
GX 2D	Nameplate "Kittitian"
GX 3	Faceplate of Dwayne Barrett
GX 3A	Nameplate "Dwayne Barrett"
GX 3B	Nameplate "Tall Man"
GX 4	Faceplate of Taijay Todd
GX 4B	Nameplate "Biggs"
GX 6	Faceplate of Shea Douglas
GX 6B	Nameplate "Duff"
GX 6C	Nameplate "Duffel"
GX 7	Faceplate of Damian Cunningham
GX 7B	Nameplate "Jaba"
GX 8	Faceplate of Patrick Taylor
GX 8A	Nameplate "Patrick Taylor"
GX 8B	Nameplate "Squeak"
GX 9	Faceplate of Lacey Scott
GX 9A	Nameplate "Lacey Scott"
GX 9B	Nameplate "Collin Hawkins Watson"
GX 21	Firearm recovered in connection with arrest of Damian Cunningham on December 26, 2011
GX 22	Knife recovered in connection with arrest of Damian Cunningham on December 26, 2011
GX 23	Duct tape recovered in connection with arrest of Damian Cunningham on December 26, 2011
GX 24	Packing tape recovered in connection with arrest of Damian Cunningham on December 26, 2011
GX 25	Gloves recovered in connection with arrest of Damian Cunningham on December 26, 2011
GX 26	Recorded call between Damian Cunningham and Lacey Scott
GX 26A	Transcript of recorded call between Damian Cunningham and Lacey Scott
GX 27	Cellular phone recovered from Damian Cunningham on March 6, 2013
GX 27A	Contents of cellular phone recovered from Damian Cunningham on March 6, 2013

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GX 28	TMobile Subscriber, Call Detail, and Cellsite Records for Telephone Number 518-364-4580
GX 29	TMobile Subscriber, Call Detail, and Cellsite Records for Telephone Number 347-334-8436
GX 30	Sprint Subscriber and Call Detail Records for Telephone Number 914-226-1523
GX 31	Copy of driver's licenses from December 26, 2011 car stop
GX 32	American Airlines email from October 19, 2012
GX 33	American Airlines report regarding Cunningham flights
GX 34	Wallet and contents from March 6, 2013 Cunningham Arrest
GX 35	Knife from March 6, 2013 Cunningham Arrest
GX 36	Documents from March 6, 2013 Cunningham Arrest
GX 40	Photograph of Exterior of 1M Stationery Store, 4194 White Plains Road, Bronx, NY
GX 41	Photograph of Interior of 1M Stationery Store, 4194 White Plains Road, Bronx, NY
GX 42, 42A, 42B	Photographs of Interior of 1M Stationery Store, 4194 White Plains Road, Bronx, NY
GX 44, 44A	Photographs of Exterior of Saif Grocery Store, 4192 White Plains Road, Bronx, NY
GX 60	Cellular Telephone Seized During Arrest of Fahd Hussain
GX 60A	CD Containing Contents of Cellular Telephone Seized During Arrest of Fahd Hussain
GX 74	Ski Masks and Black Gloves Seized During Arrest of Jermaine Dore
GX 80	Photograph of 18 Hancock Avenue, Yonkers, NY
GX 82	Samsung Cellular Telephone Seized During Arrest of Dwayne Barrett
GX 82A	CD Containing Contents of Samsung Cellular Telephone Seized During Arrest of Dwayne Barrett
GX 87	HTC Cellular Telephone Seized During January 9, 2012 Detention of Dwayne Barrett
GX 87A	CD Containing Contents of HTC Cellular Telephone Seized During January 9, 2012 Detention of Dwayne Barrett
GX 900	Map of Location of Residence on Radcliff Avenue, Bronx, NY
GX 901	Map of Location of Mosque at 702 Rhinelander Avenue, Bronx, NY
GX 902	Exterior Photograph of Residence on Radcliff Avenue, Bronx, NY
GX 903	Exterior Photograph of Mosque at 702 Rhinelander Avenue, Bronx, NY
GX 2010	T-Mobile Subscriber Records for Telephone Number 917-200-1367; Subscriber, Call Detail, and Cellsite Records for Telephone Numbers 704-756-5031, 704-345-3805 and 347-261-5867; Subscriber and Cellsite Records for Telephone Number 347-589-3565; Cellsite Records for 347-583-3929

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GX 2020	Sprint/Nextel Subscriber, Call Detail, and Cellsite Records for Telephone Number 347-883-8414
GX 2051	AT&T Subscriber, Call Detail, and Cellsite Records for Telephone Number 917-455-0969
GX 3001 to 3008	Cellsite Maps